IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.GIRI

FRIDAY, THE 14TH DECEMBER 2007 / 23RD AGRAHAYANA 1929

WP(C).No. 37101 of 2007(P)

PETITIONER:

C.JANARDHANAN, JOINT REGISTRAR OF CO-OPEATIVE SOCIETIES (G) (RETIRED) "UDAYAM" NEAR GOVT. HIGHER SECONDARY SCHOOL, KUTTILANGADI, THANOOR P.O., MALAPPURAM.

BY ADV. SRI.B.S.SWATHY KUMAR

RESPONDENT:

STATE OF KERALA REPRESENTED BY THE PRINCIPAL SECRETARY, DEPARTMENT OF CO-OPERATION, SECRETARIAT, THIRUVANANTHAPURAM.

BY GOVERNMENT PLEADER SRI. BEJOY CHANDRAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 14/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

V.GIRI, J.

- -

W.P.(C)No.37101 of 2007

- -

Dated this the 14th day of December 2007

JUDGMENT

Petitioner challenges Ext.P1 notice of show cause proposing reduction of his pension by Rs.300/= per month. Learned counsel for the petitioner Mr.Swathi Kumar submits that though styled as a show cause notice, a reading of the same will show that an opinion has already been formed by the author of the same.

2. In my view, an interference with Ext.P1 notice of show cause is not necessary, at this stage. But I make it clear that any observations in Ext.P1 notice shall obviously be tentative and findings can be arrived at only after considering the petitioner's objections to the same. Obviously, an order for reduction of the pension visits the pensioner with consequences and therefore a reasoned order is necessary.

3. Petitioner may submit objections to Ext.P1 notice, within a period of one month from today, and if so done, it shall be treated as within time, and appropriate orders shall be passed in that regard, after hearing the petitioner.

The writ petition is disposed of as above.

V.GIRI, JUDGE

css/